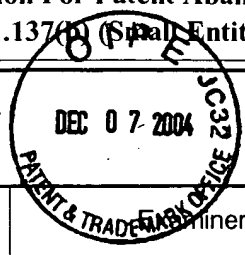


DA CFW

<b>Petition For Revival Of An Application For Patent Abandoned Unintentionally</b> <b>Under 37 CFR 1.137(b) (Small Entity)</b>	Docket No. <b>NOLT101</b>
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In Re Application Of: <b>NOLL, ET AL.</b>
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Application No. <b>10/713,557</b>	Filing Date <b>11/13/2003</b>	Customer No. <b>21,658</b>	Group Art Unit <b>1754</b>	Confirmation No. <b>7962</b>
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Invention: <b>MSW PROCESSING VESSEL</b>
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Attention: Office of Petitions  
**Mail Stop Petition**  
COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper response to a notice or action by the Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extension of time actually obtained.

**APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION**

- NOTE: A grantable petition requires the following items:
- (1) Petition fee;
  - (2) Reply and/or issue fee;
  - (3) Terminal disclaimer with disclaimer fee--required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
  - (4) Statement that the entire delay was unintentional.

1. ☒ A proposed reply to the above-identified Office Action:

☒ is enclosed.      ☐ was filed on \_\_\_\_\_

The proposed reply is in the form of: **RESPONSE TO NOTICE TO FILE MISSING PARTS**

2. ☐ The issue fee:

☐ is enclosed.      ☐ was paid on 12/08/2004 SSITHIB1 00000035 10713557  
01 FC:2453 685.00 DP

3. ☒ Applicant claims small entity status. See 37 CFR 1.27

4. ☒ The abandoned application was a:

☐ design application.      ☒ utility application.      ☐ plant application.

5. ☐ A terminal disclaimer (and fee) disclaiming a period equivalent to the period of abandonment is enclosed.

6. ☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.

**Petition For Revival Of An Application For Patent Abandoned Unintentionally  
Under 37 CFR 1.137(b) (Small Entity)**

Docket No.  
**NOLT101**

In Re Application Of: **NOLL, ET AL.**

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
<b>10/713,557</b>	<b>11/13/2003</b>		<b>21,658</b>	<b>1754</b>	<b>7962</b>

Invention: **MSW PROCESSING VESSEL**

**Calculation and Payment of Fees**

Enclosed are the following fees:

- |   |                             |
|---|-----------------------------|
| 7. <input checked="" type="checkbox"/> Petition fee under 37 CFR 1.17(m) in the amount of:                  | <u>\$685.00</u>             |
| 8. <input type="checkbox"/> Fee for amendment in the amount of:   | <u>                    </u> |
| 9. <input type="checkbox"/> Fee for extension of time to reply to Office Action in the amount of:           | <u>                    </u> |
| 10. <input type="checkbox"/> Issue fee in the amount of:  | <u>                    </u> |
| 11. <input type="checkbox"/> Continuing application filing fee in the amount of:                            | <u>                    </u> |
| 12. <input type="checkbox"/> Terminal disclaimer fee in the amount of:                                      | <u>                    </u> |
| 13. <input checked="" type="checkbox"/> <b><u>FILING FEE WITH SURCHARGE PER NOTICE OF MISSING PARTS</u></b> | <u><b>\$719.00</b></u>      |
| Total fees enclosed:  | <u><b>\$1,404.00</b></u>    |

The fee of **\$1,404** is to be paid as follows:

- ☒ A check in the amount of the fee is enclosed.
- ☐ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No.
- ☐ Payment by credit card. Form PTO-2038 is attached.

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

**Petition For Revival Of An Application For Patent Abandoned Unintentionally  
Under 37 CFR 1.137(b) (Small Entity)**

Docket No.  
**NOLT101**

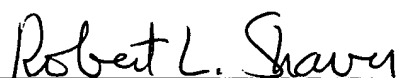
In Re Application Of: **NOLL, ET AL.**

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/713,557	11/13/2003		21,658	1754	7962

Invention: **MSW PROCESSING VESSEL**

**Statement**

The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

  
\_\_\_\_\_  
*Signature*

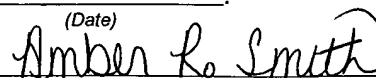
Dated: **DECEMBER 3, 2004**

**ROBERT L. SHAVER  
DYKAS, SHAVER & NIPPER, LLP  
PO BOX 877  
BOISE, ID 83701-0877  
208-345-1122  
REG. NO. 42,145**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on

12/03/2004

(Date)



*Signature of Person Mailing Correspondence*

**AMBER R. SMITH**

*Typed or Printed Name of Person Mailing Correspondence*

CC:



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371(C) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
10/713,557	11/13/2003	Anthony Noll	NOLT101

21658  
 DYKAS, SHAVER & NIPPER, LLP  
 P.O. BOX 877  
 802 WEST BANNOCK STREET, SUITE 405  
 BOISE, ID 83701



CONFIRMATION NO. 7962

ABANDONMENT/TERMINATION  
LETTER

\*OC000000014630363\*

Date Mailed: 11/30/2004

## NOTICE OF ABANDONMENT UNDER 37 CFR 1.53 (f) OR (g)

The above-identified application is abandoned for failure to timely or properly reply to the Notice to File Missing Parts (Notice) mailed on 02/17/2004.

- No reply was received.

A petition to the Commissioner under 37 CFR 1.137 may be filed requesting that the application be revived.

Under 37 CFR 1.137(a), a petition requesting the application be revived on the grounds of **UNAVOIDABLE DELAY** must be filed promptly after the applicant becomes aware of the abandonment and such petition must be accompanied by: (1) an adequate showing of the cause of unavoidable delay; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(l); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Under 37 CFR 1.137(b), a petition requesting the application be revived on the grounds of **UNINTENTIONAL DELAY** must be filed promptly after applicant becomes aware of the abandonment and such petition must be accompanied by: (1) a statement that the entire delay was unintentional; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(m); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Any questions concerning petitions to revive should be directed to the "Office of Petitions" at (703) 305-9282. Petitions should be mailed to: Mail Stop Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

*A copy of this notice **MUST** be returned with the reply.*

*R134*  
 Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE